



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

BY FACSIMILE AND FIRST CLASS MAIL
(202) 434-1690

OCT 15 2008

Brian G. Svoboda, Esq.
Perkins Coie, LLP
607 14th Street, NW
Washington, DC 20005

RE: MUR 5835
Democratic Congressional Campaign Committee

Dear Mr. Svoboda:

This is in response to your letter dated August 11, 2008, in which you requested a probable cause oral hearing on behalf of the Democratic Congressional Campaign Committee and Brian Wolff, in his official capacity as treasurer ("the DCCC"). On August 20, 2008, the Commission approved your request and scheduled an oral hearing for Tuesday, October 28, 2008 at 9:30 a.m.

Please be advised of the following hearing procedures. The hearing will begin with the Chairman making a brief statement regarding the purpose of the hearing. You will be allowed twenty minutes for your statements, which you may divide between an opening statement and a closing statement. You should inform the Chairman at the beginning of the hearing how much time you would like to reserve, if any, for a closing statement.

Your statement should present issues and arguments that you have already briefed or brought to the attention of the Office of General Counsel ("OGC"). Absent a request by a Commissioner at the hearing, or intervening events subsequent to the filing of your reply brief, you may only present issues and arguments at the hearing that were raised in your reply brief. After you have made your opening statement, each Commissioner will have the opportunity to ask questions. Neither questioners nor respondents are time limited.

You should notify OGC at least one week prior to the scheduled date of the hearing if you intend to use additional charts, handouts or audio-visual aids during your presentation to the Commission.

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Please produce at least twelve copies of any written materials you intend to present to the Commission at the hearing. Finally, witnesses, including any respondent, co-respondent or third-party witness, may not be called to testify at the probable cause hearing. Following your presentation, you may be questioned by individual Commissioners, the General Counsel, and the Staff Director.

The Commission may request at the hearing that you submit supplementary information or brief additional issues. To the extent that the Commission requests such information or briefing, you will have ten days after the hearing to submit these materials, unless the Commission imposes a different deadline for the submission.

A transcript will be made of the hearing and respondents may be bound by any representations made by you at the hearing. You may request a copy of the transcript by submitting a written request to OGC. Upon the receipt of a written request, OGC will authorize the court reporter to allow you to purchase a copy of the transcript. The Commission may rely on the contents of the transcript in its consideration of whether to find probable cause to believe that a violation has occurred or in any subsequent action.

If you have any questions, please contact me at (202) 694-1385.

Sincerely,



Ana J. Peña-Wallace
Attorney

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